

RESOLUTION NO. A-_____

SPECIAL PERMIT NO. 1980

1 WHEREAS, Terry and Teri Ernisse have submitted an application designated
2 as Special Permit No. 1980 for authority to sell alcoholic beverages for consumption on
3 and off the premises generally located at 1400 Saltillo Road, legally described as:

4 Lot 5, except the south 33 feet thereof; Lot 7, except the south
5 33 feet thereof; and Lot 11, all located in the Southeast
6 Quarter of Section 35, Township 9 North, Range 6 East of the
7 6th P.M., Lancaster County, Nebraska; and

8 Lot 52, and that part of Lot 53 more particularly described as
9 follows:

10 Beginning at a point on the west line of the Southwest Quarter
11 of Section 36, Township 9 North, Range 6 East of the 6th P.M.,
12 Lancaster County, Nebraska, said point being 650.57 feet,
13 measured north 00 degrees 31 minutes 00 seconds east from
14 the southwest corner of said Southwest Quarter; thence south
15 07 degrees 53 minutes 00 seconds east, a distance of 228.58
16 feet to a point of curvature; thence southeasterly along the arc
17 of a curve to the left having a radius of 539.06 feet and a
18 central angle of 51 degrees 53 minutes 00 seconds, an arc
19 distance of 562.97 feet to the point of ending on the south line
20 of said Southwest Quarter, said point being 366.57 feet
21 measured south 89 degrees 56 minutes 00 seconds east from
22 the southwest corner of said Southwest Quarter, together with
23 one-half of the vacated road adjacent on the west;

24 WHEREAS, the real property adjacent to the area included within the site
25 plan for this permit to sell alcoholic beverages on and off the premises will not be adversely
26 affected; and

27 WHEREAS, said site plan together with the terms and conditions hereinafter
28 set forth are consistent with the intent and purpose of Title 27 of the Lincoln Municipal
29 Code to promote the public health, safety, and general welfare.

30 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of
31 Lincoln, Nebraska:

1 That the application of Terry and Teri Ernisse, hereinafter referred to as
2 "Permittee", to sell alcoholic beverages for consumption on and off the premises on
3 property legally described above be and the same is hereby granted under the provisions
4 of Sections 27.63.680 and 27.63.685 of the Lincoln Municipal Code upon condition that
5 operation of said licensed premises be in strict compliance with said application, the site
6 plan, and the following additional express terms, conditions, and requirements:

7 1. This permit approves the sale of alcoholic beverages for consumption
8 on and off the premises only.

9 2. The terms, conditions, and requirements of this resolution shall be
10 binding and obligatory upon the Permittee, their successors, and assigns. The building
11 official shall report violations to the City Council which may revoke the special permit or
12 take such other action as may be necessary to gain compliance.

13 3. The Permittee shall sign and return the City's letter of acceptance to
14 the City Clerk within 30 days following approval of the special permit, provided, however,
15 said 30-day period may be extended up to six months by administrative amendment. The
16 City Clerk shall file a copy of the resolution approving the special permit and the letter of
17 acceptance with the Register of Deeds, filing fees therefor to be paid in advance by the
18 Permittee.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2002:

Mayor